

DAREDEV.018RA



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Thomas V. Wilder, et al.) Group Art Unit Unknown
Reissue)
Appl. No. : 09/669,869)
Filed : September 21, 2000)
Reissue of)
Patent No. : 5,810,369)
Issued : September 22, 1998)
For: : SKATE CHASSIS HAVING)
A-FRAME CONSTRUCTION)
Examiner : Unknown)

REISSUE APPLICATION DECLARATION
UNDER 37 C.F.R. § 1.175

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

We, the undersigned inventors, hereby declare that:

1. Our residence, post office address and citizenship are stated below next to our names.
2. We believe that we are the original, first and joint inventors of the subject matter described and claimed in U.S. Patent No. 5,810,369 (the '369 patent), issued September 22, 1998, and of the subject matter disclosed and claimed in the above-captioned reissue application.
3. We have reviewed and understand the contents of the specification and claims of the accompanying reissue application, including the claims as amended by the accompanying preliminary amendment.

4. We acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to us to be material to patentability as defined in 37 C.F.R. § 1.56. In compliance with this duty and in accordance with 37 C.F.R. §§ 1.97 to 1.98, an Information Disclosure Statement is being submitted herewith.

5. On information and belief, the '369 patent is partially inoperable by claiming less than we had a right to claim. Specifically, the insufficiency resides in the inclusion of claim language and elements that are unnecessary to practice the invention and which were irrelevant to the allowance of the claims and issuance of the resulting patent.

6. Claim 5 of the '369 patent is directed to an integrally formed roller skate chassis adapted for attachment of a plurality of skate wheels. The chassis has a pair of laterally-spaced longitudinal members which have upper edges that are integrally attached to heel and forefoot members. Each of the longitudinal members has upper and lower generally planar portions that are separated by one or more web members. The upper portions form substantially convergent planes in an upwardly extending direction above the one or more web member. Reissued Claim 13 is directed to a roller skate chassis assembly for attachment to a skate boot. The chassis has a pair of elongate, spaced apart support members that span forefoot and heel sections of the chassis. Each support member has a substantially planar lower portion. At least one cross-member extends between and is attached to the lower portions. Each support member has an upper portion in the forefoot section and an upper portion in the heel section. In at least one of the heel and forefoot sections, the upper portions lie in substantially convergent planes in an upwardly extending direction. The term "cross-member" has a broader scope than the term "web." Additionally, reissued Claim 13 clarifies that the upper portion in the forefoot section of the support member and the upper portion in the heel section of the support member are independent. Further, the language that "in at least one of the heel and forefoot sections, the upper portions lie in substantially convergent planes," is broader than the language of original Claim 5. An examination of the file history indicates that the limitations were irrelevant to allowance of the claims and issuance of the resulting patent.

7. On information and belief, all errors being corrected in the reissue application arose without any deceptive intent on the part of the applicants.

8. We declare that all statements made herein of our knowledge are true and that all statements made on information and belief are believed to be true; and further that these

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statements were made with the knowledge that willful, false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful, false statements may jeopardize the validity of the application or patent issuing therefrom.

Full name of First Inventor: Thomas Vaughan Wilder

Inventor's Signature: 

Date: 3/26/2001

Residence: 32 View Point, Laguna Niguel, CA 92677

Citizenship: United States

Post Office Address: Same as Above

Full name of Second Inventor: Alexander Parker Reynolds

Inventor's Signature: 

Date: 4/23/2001

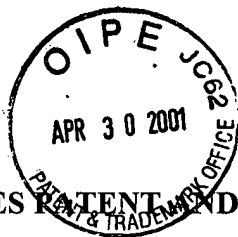
Residence: No. 8, 6th Floor, Ln. 322, Sec. 2, Chien Kuo Rd., Taipei, Taiwan, R.O.C.

Citizenship: United States

Post Office Address: Same as Above

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ASSENT OF ASSIGNEE TO REISSUE

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

The undersigned is empowered to act on behalf of the assignee, MISSION HOCKEY COMPANY ("Assignee").

In accordance with 37 C.F.R. § 3.73(b), Assignee represents that it is the assignee of the entire right, title and interest in the above-identified Letters Patent by virtue of an assignment from the inventors of said Letters Patent. The Assignment from the inventors to Dare Development Group, Inc. was recorded in the United States Patent and Trademark Office at Reel 8289, Frame 0331. A Change of Name from Dare Development Group, Inc. to Mission Hockey Company was recorded in the United States Patent and Trademark Office at Reel 010499, Frame 0765. Copies of the Assignment and Change of Name are attached.

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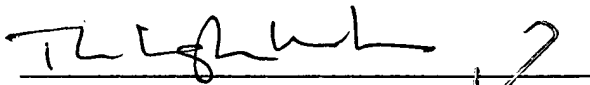
The undersigned has reviewed all the documents in the chain of title of the Letters Patent identified above, and to the best of the undersigned's knowledge and belief, title is in the Assignee.

Assignee hereby assents to the accompanying application for reissue of the above-identified Letters Patent.

I declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful, false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful, false statements may jeopardize the validity of the application or patent issuing therefrom.

MISSION HOCKEY COMPANY

Dated: 3/26/2001


Thomas V. Wilder
President

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